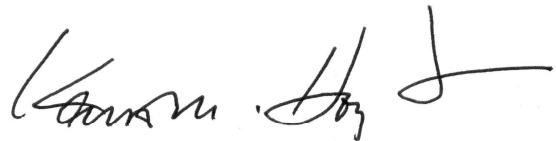


U.S.C. § 2244(b). Thus, the petitioner fails to show that he is entitled to relief under Rule 59(e).

Accordingly, it is **ORDERED** that the petitioner's motion for reconsideration (Docket No. 7) is **DENIED**. To the extent that one is needed, no certificate of appealability will issue from this decision.

The Clerk will provide copies of this order to the parties.

SIGNED and ENTERED this 9th day of February, 2009.

A handwritten signature in black ink, appearing to read "Kenneth M. Hoyt", written over a horizontal line.

Kenneth M. Hoyt
United States District Judge